

Please date stamp and return to addressee on reverse side

Applicants: Ni et al.

Docket No. PF-366

Application No.: 09/042,583

Filed: March 17, 1998

Title: Death Domain Containing Receptor 5

COPY

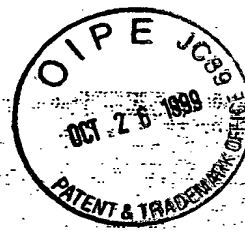
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Documents Filed Via Hand Delivery on May 8, 1998

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1. Response to Notice to File Missing Parts (in duplicate);
2. Duplicate of PTO 1533;
3. Original, executed Declaration for Patent Application;
4. Assignment Recordation Cover Sheet; and
5. Original, executed Assignment.

AAB/rdh



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Ni *et al.*

Application Serial No.: 09/042,583

Filed: March 17, 1998

For: Death Domain Containing Receptor 5

Group Art Unit: 1643

Examiner: Not assigned

Attny Docket No.: PF366



RESPONSE TO NOTICE TO FILE MISSING PARTS

Assistant Commissioner For Patents  
BOX MISSING PARTS  
Washington, D.C. 20231

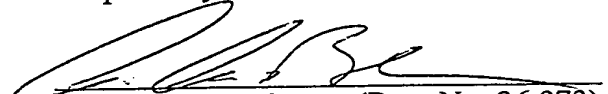
Sir:

In response to the Notice to File Missing Parts mailed April 1, 1998, submitted herewith is an executed Declaration and Power of Attorney for entry into the above-referenced application.

The Commissioner is hereby authorized to charge the required fee of \$130.00, and any other fee deemed necessary, to Deposit Account No. 08-3425. A duplicate of this sheet is enclosed.

Respectfully submitted,

Dated: 5/07/98

  
A. Anders Brookes (Reg. No. 36,373)  
Attorney for Applicants

Human Genome Sciences, Inc.  
9410 Key West Avenue  
Rockville, Maryland 20850  
301-309-8504 (telephone)

Enclosure



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office

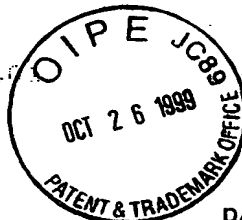
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/042,583 02/17/98 NI

HUMAN GENOME SCIENCES INC  
9410 KEY WEST AVENUE  
ROCKVILLE MD 20850

0252/047



NOT ASSIGNED

1643  
DATE MAILED:

04/01/98

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
**Filing Date Granted**

An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted **ALONG WITH THE PAYMENT OF A SURCHARGE** for items 1 and 3-6 only of \$ 130.00 for ☒ large entity ☐ small entity in compliance with 37 CFR 1.27. The surcharge is set forth in 37 CFR 1.16(e). Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

*If all required items on this form are filed within the period set above, the total amount owed by applicant as a*  
☐ large entity ☐ small entity (verified statement filed), is \$ 130.00.

☐ 1. The statutory basic filing fee is:

- ☐ missing.  
☐ insufficient.

*Applicant must submit \$ \_\_\_\_\_ to complete the basic filing fee and/or file a verified small entity statement claiming such status (37 CFR 1.27).*

☐ 2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required.  
*Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.*

☐ 3. The oath or declaration:

- ☐ is missing.  
☐ does not cover the newly submitted items.  
☐ does not identify the application to which it applies.  
☐ does not include the city and state or foreign country of applicant's residence.

*An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.*

☒ 4. The signature(s) to the oath or declaration is/are:

- ☒ missing.  
☐ by a person other than inventor or person qualified under 37 CFR 1.42, 1.43, or 1.47.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

*An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.*

☐ 6. A \$ \_\_\_\_\_ processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.  
*See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."*

☐ 9. OTHER:

Direct the response and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the response.**

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

## DECLARATION FOR PATENT APPLICATION

As a below named inventor, I declare that I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### **Death Domain Containing Receptor 5**

the specification of which was filed on March 17, 1998 as Application Serial No. 09/042,583.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application, which designated at least one country other than the United States listed below, and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s):

Priority Claimed  
Yes No

\_\_\_\_\_  
(Number) (Country) (Day/Month/Year Filed)

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

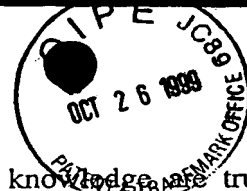
60/040,846 March 17, 1997  
(Application Serial No.) (Filing Date)

60/054,021 July 29, 1997  
(Application Serial No.) (Filing Date)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or under § 365(b) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56 that became available between the filing date of the prior application and the national or PCT international filing date of this application.

\_\_\_\_\_  
(Application Serial No.) (Filing Date) (Status: patented, pending, abandoned)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Robert H. Benson (Reg. No. 30,446), A. Anders Brookes (Reg. No. 36,373), James H. Davis (Reg. No. 40,582) and Kenley Hoover (Reg. No. 40,302) of Human Genome Sciences, Inc. 9410 Key West Avenue, Rockville, Maryland, 20878.



I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first joint inventor: Jian Ni

Inventor's signature: [Signature]

Date: 4/1/98

Residence: 5502 Manorfield Road, Rockville, MD 20853

Citizenship: CN

Post Office Address: same as above

Full name of additional joint inventor: Reiner L. Gentz

Inventor's signature: [Signature]

Date: 4/20/98

Residence: 13404 Fairland Park Drive, Silver Spring, MD 20904

Citizenship: DE

Post Office Address: same as above

Full name of additional joint inventor: Guo-Liang Yu

Inventor's signature: [Signature]

Date: 4/14/98

Residence: 13524 Straw Bale Lane, Darnestown, MD 20878

Citizenship: CN

Post Office Address: same as above

Full name of additional joint inventor: Jeffrey Y. Su

Inventor's signature: [Signature]

Date: 4/30/98

Residence: 443 West Side Drive, #304, Gaithersburg, MD 20878

Citizenship: CN

Post Office Address: same as above

Full name of additional joint inventor: Craig A. Rosen

Inventor's signature: [Signature]

Date: 5/4/98

Residence: 22400 Rolling Hills Road, Laytonsville, MD 20882

Citizenship: US

Post Office Address: same as above